

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: LATEX GLOVES

: MDL Docket No. 1148
PRODUCTS LIABILITY :
LITIGATION : This Document Relates
: To All Cases

CASE MANAGEMENT ORDER No. 8
COORDINATION WITH PROCEEDINGS IN OTHER COURTS

AND NOW, this 29th day of May, 1997, it appearing that the above-styled cases share common issues with, and will involve common discovery with, certain cases pending in various state courts around the country and that pretrial proceedings in all these cases should be coordinated to avoid unnecessary conflicts and expense, conserve judicial resources, and expedite the disposition of all the cases, the following is ordered:

1. Discovery.

a. **Documents.** Plaintiffs and defendants shall be responsible for maintaining their own document depositories. Subject to agreement with parties in MDL No. 1148 cases concerning expenses and scheduling, counsel for parties in the related cases shall have access to the document depositories. All parties in the above-styled cases and the related cases shall have access to the document depositories subject to the limitation on access, document reproduction, and document dissemination provided in Case Management Order No. 7 (Protective Order Governing Confidentiality). Parties shall not make new requests for

production of documents in these proceedings if such documents have already been produced and are available to them in the related cases.

b. **Depositions.** Depositions of persons whose testimony will likely be relevant both in these cases and in the related cases should ordinarily be cross-noticed for use in all such cases. The cross-noticing of depositions shall be governed by provisions of Case Management Order No. 6 (Deposition Guidelines).

2. **Consistency of Rulings.** To avoid unnecessary conflicts and inconsistencies in the rulings of this and other courts on matters such as discovery disputes and scheduling conflicts, the following measures will be considered, to the extent practicable:

(a) communication with state courts concerning schedulings and plans for coordinated conduct of discovery and other pretrial proceedings;

(b) communication with respective state courts concerning resolution of discovery disputes, including the scope or form of discovery and questions regarding claims of privilege and confidentiality; and

(c) otherwise to facilitate proper coordination and cooperation among counsel.

Edmund V. Ludwig, J.